

Attorney Docket No.: 120541-1005

416
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Patent

IN THE UNITED STATES PATENT OFFICE

In re application of:

Elledge, et al.

Serial No.: 09/122,384

Filed: June 24, 1998

For: IMPROVED RAPID SUBCLONING USING SITE-SPECIFIC RECOMBINATION



Art Unit: 1636

Examiner: J. Railey

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on November 18, 1999.

Donna Turner
Signature

Donna Turner
Typed or printed name of person signing certificate

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

As listed on the accompanying form PTO-1449, submitted herewith are copies of the indicated references which applicant believes may be material to the examination of the above-identified application, and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. Further, the filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Written notification that the enclosed references have been considered in their entirety by return of a copy of the enclosed form, completed by the Examiner, is respectfully requested.

IDENTIFICATION OF TIME OF FILING THE INFORMATION DISCLOSURE STATEMENT

- This Information Disclosure Statement is being filed within three months of the filing date of the national application; or
- This Information Disclosure Statement is being filed within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; or
- This Information Disclosure Statement is being filed before the mailing date of the First Office Action on the merits; or
- This Information Disclosure Statement is being filed after three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but before the mailing date of either a final action under § 1.113 or a notice of allowance under § 1.311., whichever occurs first.

Accompanying this transmittal is:

- a certification specified in 37 CFR § 1.97(e); or
- a fee set forth in 37 CFR 1.17(p) for submission of an information disclosure statement under § 1.97(c) - (\$240.00)
- This Information Disclosure Statement is being filed after a final action under § 1.113, whichever occurs first, but before, or simultaneously with the payment of the issue fee.

Accompanying this transmittal is:

- a. a certification as specified in 37 CFR 1.97(e);
- b. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 CFR 1.97(d)(ii); and
- c. Applicant submits the petition fee set forth in 37 CFR 1.17(i)(1) - (\$240.00).

CERTIFICATION FOR INFORMATION DISCLOSURE STATEMENT 37 CFR 1.97(e)
(Only if Required Above)

I, the person(s) signing below certify:

- that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement. 37 CFR



1.97(e)(1); or

- [] that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in the counterpart foreign application to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of the statement. 37 CFR 1.97(e)(2).

FEE PAYMENT

[X] attached is a check in the amount of \$ 240.00

[] charge Deposit Account No. _____
in the amount \$ _____

A duplicate of this request is attached. Applicant believes no fees are due for the filing of this IDS. However, if any additional fees are due, or any overpayments have been made, please charge, or credit, Deposit Account No. 07-0153.

Dated: November 18, 1999

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